

### **REMARKS/ARGUMENTS**

In the Office Action, the Examiner noted that claims 1-45 are pending in the application. The Examiner additionally stated that claims 1-45 are rejected. By this amendment, claims 23-29 have been amended. Hence, claims 1-45 are pending in the application.

Applicant hereby requests further examination and reconsideration of the application, in view of the foregoing amendments.

#### **In the Specification**

The Examiner objected to the specification because use of the trademark Microsoft among others was noted in the specification (cf. page 23). The Examiner pointed out that trademarks should be capitalized wherever they appear and should be accompanied by generic terminology. Appropriate correction was required.

Applicant has amended the specification to capitalize and properly mark use of the trade name MICROSOFT® along with providing the generic terminology “web browser” for the MICROSOFT® INTERNET EXPLORER®. In addition, Applicant notes that the trademarked name “INFINIBAND™ is initially capitalized and marked appropriately and is frequently marked with the “™” symbol as it is used throughout the specification. Applicant has also searched the remainder of the specification and is unable to identify any other names which require appropriate trademark identification.

Accordingly, it is respectfully requested that the objection to the specification be withdrawn.

#### **In the Claims**

##### **Rejections Under 35 U.S.C. §102(e) and 35 U.S.C. §103(a)**

The Examiner rejected claims 1-6, 8-13, 15-21, 23-34, 37, 40, and 43-45 under 35 USC 102(e) as being anticipated by Beukema et al., US 2002/0073257 (hereinafter, Beukema). The Examiner also rejected claims 7, 14, 22, 35-36, 38-39, and 41-42 under 35 U.S.C. 103(a) as being unpatentable over Beukema in view of Official Notice.

Applicant respectfully disagrees with the Examiner’s characterization of Beukema in consideration of both the 35 U.S.C. 102(e) and 35 U.S.C. 103(a) rejections, as detailed in

the instant office action. However, rather than presenting arguments to overcome the Examiner's rejections of claims 1-45, Applicant has chosen to defer such arguments, since Applicant can demonstrate a date of invention prior to Beukema's date of invention.

An Affidavit under 37 CFR 1.131 is provide herewith demonstrating that Applicant's date of invention is prior to the Beukema's priority data of 12/7/2000.

Applicant therefore submits that the date of invention for the present application precedes the date of invention for Beukema. It is therefore respectfully requested that the Examiner withdraw his rejection of claims 1-45.

### CONCLUSIONS

In view of the arguments advanced above, Applicant respectfully submits that claims 1-45 are in condition for allowance. Reconsideration of the rejections is requested, and allowance of the claims is solicited.

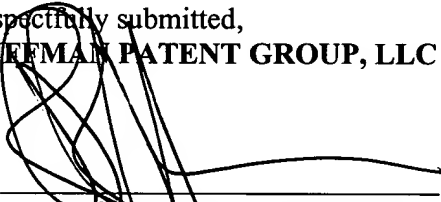
Applicant earnestly requests that the Examiner contact the undersigned practitioner by telephone if the Examiner has any questions or suggestions concerning this amendment, the application, or allowance of any claims thereof.

EXPRESS MAIL LABEL NUMBER: EO 002 739 505 US

DATE OF DEPOSIT: 9/29/2004

I hereby certify that this paper is being deposited with the U.S. Postal Service Express Mail Post Office to Addressee Service under 37 C.F.R. §1.10 on the date shown above and is addressed to Mail Stop **AMENDMENT**, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Respectfully submitted,  
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Date: 9/29/04